

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	No. 08 CR 376
v.)	
)	Mag. Judge Nan R. Nolan
KIMBERLY COX)	

GOVERNMENT'S UNOPPOSED MOTION TO DISMISS
COMPLAINT WITHOUT PREJUDICE

Now comes the UNITED STATES OF AMERICA, by and through its attorney, PATRICK J. FITZGERALD, United States Attorney for the Northern District of Illinois, Eastern Division, and respectfully moves that this Honorable Court dismiss without prejudice the criminal complaint in the above captioned case pursuant to Federal Rule of Criminal Procedure 48(a). Pursuant to this court's May 9, 2008, order, defendant has been removed to the Northern District of Iowa.

According to the United States Attorney's Office for the Western District of Kentucky in Louisville, Kentucky, the defendant in this matter appeared in Court in the Western District of Kentucky on May 20, 2008.

Respectfully submitted,

PATRICK J. FITZGERALD
United States Attorney

By: S/Anthony P. Garcia
ANTHONY P. GARCIA
Assistant United States Attorney
219 South Dearborn Street
Chicago, Illinois 60604
(312) 469-6151

CERTIFICATE OF SERVICE

The undersigned Assistant United States Attorney hereby certifies that in accordance with Federal Rules of Criminal Procedure 49 and 5, and Local Rule 5.5 and the General Order on Electronic Case Filing (ECF), the foregoing document:

**GOVERNMENT'S UNOPPOSED MOTION TO DISMISS
COMPLAINT WITHOUT PREJUDICE**

was, on July 3, 2008, served pursuant to the district court's ECF system.

Respectfully submitted,

PATRICK J. FITZGERALD
United States Attorney

By: s/ Anthony P. Garcia
ANTHONY P. GARCIA
Assistant United States Attorney

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The UNITED STATES OF AMERICA, by its attorney, PATRICK J. FITZGERALD, United States Attorney for the Northern District of Illinois, having moved this Court to dismiss without prejudice the criminal complaint in the above captioned case pursuant to Federal Rule of Criminal Procedure 48(a),

IT IS HEREBY ORDERED that the criminal complaint in the above captioned case be dismissed without prejudice.

Nan R. Nolan
U.S. Magistrate Judge

DATE: July ____, 2008